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 WASHINGTON, D.C. 20004

Att'y's Docket No. \_\_\_\_\_

**SMALL ENTITY DECLARATION**  
 [37 CFR 1.27(a)(1)-(3)]

Each undersigned declares that:

- (1) ☐ the application attached hereto.  
 (2) ☒ U.S. Application Serial No. 10/069,122 filed March 1, 2002  
 (3) ☐ U.S. Patent No. \_\_\_\_\_ issued \_\_\_\_\_

is entitled to the benefits of "small entity" status for paying reduced fees under 35 U.S.C. 41(a) and (b) to the Patent and Trademark Office by virtue of the following:

- (4) ☐ Each undersigned declares that he/she qualifies as an independent inventor, or would qualify had he/she made the invention, as defined in 37 CFR 1.27(a)(1).  
 (5) ☒ The undersigned declares that he/she is an official empowered to act on behalf of the concern identified below, that this concern qualifies as a small business concern as defined in 37 CFR 1.27(A)(2); that exclusive rights to the invention have been conveyed to and remain with the small business concern, or if the rights are not exclusive, that all other rights belong to small entities as defined in 37 CFR 1.27(a).

(6) ☐ The undersigned declares that he/she is an official empowered to act on behalf of the organization identified below, that this organization qualifies as a nonprofit organization as defined in

- (a) ☐ 37 CFR 1.27(a)(3)(i) and (ii)(A)  
 (b) ☐ 37 CFR 1.27(a)(3)(i) and (ii)(B)  
 (c) ☐ 37 CFR 1.27(a)(3)(i) and (ii)(C) State law of \_\_\_\_\_  
 (d) ☐ 37 CFR 1.27(a)(3)(i) and (ii)(D); and

that exclusive rights to the invention have been conveyed to and remain with the organization, or if the rights are not exclusive, that all other rights belong to organizations as defined in 37 CFR 1.27(a).

(7) Each person, concern or organization to which I/we have assigned, granted, conveyed or licensed, or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below.

- (a) ☒ no such person, concern or organization

(b) ☐ persons, concerns or organizations listed below  
 [a separate declaration is required from each named person, concern or organization having rights to the invention averring to their status as "small entities."]

Full Name \_\_\_\_\_

Address \_\_\_\_\_

- ☐ Individual ☐ Small Business Concern ☐ Nonprofit Organization

I/we acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement of small entity prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I/we hereby declare that all statements made herein of his/her own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application, any patent issued thereon, or any patent to which this declaration is directed.

(8) \_\_\_\_\_  
 Typed Name of Inventor Signature Date  
 \_\_\_\_\_  
 Typed Name of Inventor Signature Date  
 \_\_\_\_\_  
 Typed Name of Inventor Signature Date  
 \_\_\_\_\_  
 Typed Name of Inventor Signature Date  
 (9) Evotec NeuroSciences GmbH  
 Name of Small Business Concern or Nonprofit Organization  
Johannes Rohler By Johannes Rohler 10th November 2004  
 Typed Name Signature Date  
Managing Director  
 Title of Signatory